IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE ACTING CHIEF JUSTICE
MR.K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

WEDNESDAY, THE 21ST FEBRUARY 2007 / 2ND PHALGUNA 1928

WP(C).No. 5825 of 2007(S)

PETITIONER:

L. VIJAYAN, AGED 46 YEARS,
S/O. LOKESA PANICKER, VIGIL HOUSE, HARBOUR ROAD,
VIZHINJAM P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.PRAMOD J.DEV

RESPONDENTS:
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1. KERALA STATE COASTAL ZONE MANAGEMENT
AUTHORITY, REPRESENTED BY ITS SECRETARY,
SASTHRA BHAVAN, THIRUVANANTHAPURAM.

2. G. SUDHISHKUMAR,
"ROHINI", ROBASTAN LANE, CONVENT ROAD,
GENERAL HOSPITAL JUNCTION, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SMT. K. MEERA.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 21/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S. RADHAKRISHNAN(AG.C.J.) & M.N. KRISHNAN,J.

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W.P.C. NO. 5825 OF 2007

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Dated this the 21st day of February, 2007.

J U D G M E N T

Radhakrishnan,(Ag.C.J.)

The petitioner has preferred this writ petition seeking a writ of mandamus directing the first respondent to take immediate action so as to restrain the construction of buildings in the land having an extent of 132 cents, owned by the 2nd respondent, in Sy.Nos.30/1-2, 2, 2/1, 29/10-11-12 in Vizhinjam Village, Neyyattinkara Taluk, in Thiruvananthapuram District. Learned counsel for the petitioner submits that the construction of the buildings are in violation of CRZ regulations. He also submits that he had already filed representation before the 1st respondent stating that the construction of the buildings by the 2nd respondent are in violation of the Coastal Regulation Zone Notification 1991. Therefore, we are of the view that it is for the first respondent to

examine whether 2nd respondent is carrying on construction in violation of CRZ notification or not and pass appropriate orders.

The writ petition is disposed of accordingly.

K.S. RADHAKRISHNAN,
(AG. CHIEF JUSTICE).

M.N. KRISHNAN, JUDGE.

ul/-